

IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA

JAMES M. SEBASTIAN, SR.

*

Plaintiff

*

CIVIL ACTION NO. _____

(Consolidation of Civil Action No. 02-3743
and Civil Action No. 02-3745)

v.

*

JAMES M. SEBASTIAN, JR.

*

Defendant

*

*

*

*

*

*

*

*

MOTION TO CONSOLIDATE PURSUANT TO FED. R. CIV. P 42

Defendant James M. Sebastian, Jr., by his undersigned counsel, hereby moves, pursuant to Fed. R. Civ. P. 42, to consolidate the following cases pending before this Court:

1. *James M. Sebastian, Sr. v. James M. Sebastian, Jr.*, Civil Action No.: 02-3743, removed from the Chester County Court of Common Pleas on June 12, 2002; and
2. *James M. Sebastian, Sr. v. James M. Sebastian, Jr.*, Civil Action No.: 02-3745, removed from the Chester County Court of Common Pleas on June 12, 2002.

The grounds in support of this Motion are stated in the accompanying Memorandum in Support.

Respectfully submitted,

John F. Morkan III, Pro Hac Vice
Eric M. Veit, Pro Hac Vice
Ober, Kaler, Grimes & Shriver
A Professional Corporation
120 East Baltimore Street
Baltimore, Maryland 21202-1643
(410) 685-1120
(410) 547-0699 (Fax)

Earl T. Britt
Britt, Hankins, Schaible & Moughan
633 West Germantown Pike, Suite 202
Plymouth Meeting, Pennsylvania 19462-1032
(610) 832-9339
(610) 832-9342 (Fax)

Attorneys for Defendant James M. Sebastian, Jr.

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on this 6th day of September, 2002, a copy of the foregoing Motion to Consolidate Pursuant to Fed. R. Civ. P 42 was mailed, first-class postage prepaid, to:

Peter J. McHugh, Esquire
Brown, Mayhart, Martin & Schindler
128 Commons Court
Commons at Chadds Ford
P.O. Box 1539
Chadds Ford, PA 19317

Eric M. Veit